

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Confirmation No.: 9811
Hsu-Ping TSENG et al. Group Art Unit: 2871
Application No.: 10/765,076 Examiner: Lucy P. CHIEN
Filed: January 28, 2004 Attorney Docket No.: 025789-00006
For: A POSITION ENCODED SENSING DEVICE WITH AMPLIFIED LIGHT
REFLECTION INTENSITY AND A METHOD OF MANUFACTURING THE SAME

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 13, 2008

Sir:

In response to the Election/Restriction Requirement dated July 31, 2008, the Applicants hereby elect Species II directed to the substrate and the protrusion comprise different transparent material. Claims 18 and 27 read directly on this Species. This election is made without traverse. Applicants reserve the right to file one or more divisional applications on the non-elected claims.

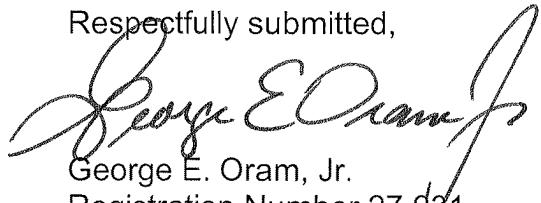
Currently, Claims 1, 3, 6, 7, 14 – 16, 19 – 25, and 29 are generic. Applicants respectfully submit that Claim 28 is also generic to both Species.

Claims 4 and 5 were canceled in the Response Under 37 C.F.R. § 1.121 filed March 27, 2008.

In view of the Applicants' above election, Applicants respectfully submit that the Restriction Requirement has been satisfied. Accordingly, Applicants respectfully request examination of elected Species II, Claims 1, 3, 6, 7, 14 – 16, 18 – 25, and 27 – 29 on the merits.

Please charge any fee deficiency or credit any overpayment with respect to this paper to Deposit Account Number 01-2300, referencing Attorney Docket Number 025789-00006.

Respectfully submitted,



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